

**HOUSE JOURNAL
64TH LEGISLATURE
SEVENTY-FIRST LEGISLATIVE DAY**

Helena, Montana
April 9, 2015

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Manzella. Pledge of Allegiance to the Flag. Roll Call. All members present. Quorum present.

The Speaker recognized Representative Tschida who shredded his rule book.

BILLS (Welborn, Chair):

4/9/2015

Correctly printed: **SB 37, SB 57, SB 68, SB 93, SB 145, SB 261, SB 276, SB 376, SB 393, SB 401, SB 112, SB 160, SB 212, SB 279, SB 293, SB 378, SB 386, SB 414.**

Correctly engrossed: **HJR 2, SB 128, SB 325, SB 353, SB 354, SB 367, SB 399.**

Correctly enrolled: **HB 280, HB 460, HB 470, HB 557, HB 578, HJR 16.**

Signed by the Speaker at 9:30 a.m., April 13, 2015: **HB 101, HB 204, HB 259, HB 318, HB 330, HB 334, HB 343, HB 350, HB 439, HB 447.**

Signed by the Chief Clerk of the House at 11:00 a.m., April 13, 2015: **HB 101, HB 204, HB 259, HB 318, HB 330, HB 334, HB 343, HB 350, HB 439, HB 447.**

Signed by the President at 10:50 a.m., April 9, 2015: **HB 478, HJR 14.**

Delivered to the Governor for approval at 1:32 p.m., April 9, 2015: **HB 478.**

Delivered to the Secretary of State at 12:08 p.m., April 9, 2015: **HJR 14.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

4/9/2015

SB 37, be concurred in. Report adopted.

SB 57, be concurred in. Report adopted.

SB 68, be concurred in. Report adopted.

SB 93, be concurred in. Report adopted.

SB 128, be amended as follows:

1. Page 4, line 30.

Insert: "NEW SECTION. **Section 3. Appropriation.** There is appropriated from the general fund to the legislative services division for the biennium beginning July 1, 2015, \$55,000 for the purposes of convening the commission under [section 1]. It is intended that the commission hold one 1-week meeting in each year of the biennium."

And, as amended, be concurred in. Report adopted.

SB 145, be concurred in. Report adopted.

SB 261, be concurred in. Report adopted.

SB 276, be concurred in. Report adopted.

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SB 367, be amended as follows:

1. Page 7, line 30.

Following: "general fund"

Insert: ", less the annual transfer of \$1.275 million to the research and commercialization state special revenue account pursuant to 15-1-122(2),"

And, as amended, be concurred in. Report adopted.

SB 376, be concurred in. Report adopted.

BUSINESS AND LABOR (Berry, Chair):

4/9/2015

SB 393, be concurred in. Report adopted.

SB 401, be concurred in. Report adopted.

SB 414, be concurred in. Report adopted.

NATURAL RESOURCES (White, Chair):

4/8/2015

SB 112, be concurred in. Report adopted.

SB 160, be concurred in. Report adopted.

SB 325, be amended as follows:

1. Page 1, line 25.

Following: "STRINGENT THAN THE"

Insert: "nonanthropogenic"

2. Page 1, line 25 through line 26.

Strike: "SHOWN TO" on line 25 through "SOURCES" on line 26

3. Page 1, line 26.

Following: "PARAMETERS"

Insert: "for which the applicable standards are more stringent than the nonanthropogenic condition"

Strike: "CONCENTRATION"

Insert: "condition"

4. Page 1, line 27.

Following: "BODY."

Insert: "The department shall implement the standard in a manner that provides for the water quality standards for downstream waters to be attained and maintained."

5. Page 2, line 11.

Following: "75-5-302,"

Insert: "75-5-303,"

And, as amended, be concurred in. Report adopted.

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SB 353, be amended as follows:

1. Page 1, line 21.

Strike: "ninety"

Insert: "eighty"

2. Page 1, line 21.

Strike: "(90%)"

Insert: "(80%)"

3. Page 1, line 22.

Strike: "ten"

Insert: "twenty"

4. Page 1, line 22.

Strike: "(10%)"

Insert: "(20%)"

And, as amended, be concurred in. Report adopted.

SB 354, be amended as follows:

1. Page 2, line 4.

Strike: "facilities" on line 4 through "(1)(f)" on line 4

Insert: "statewide law enforcement and emergency radio communication equipment and structures"

2. Page 2, line 8.

Strike: "a school district,"

3. Page 3, line 5 through line 6.

Strike: "Between" on line 5 through "(1)(f). " on line 6

4. Page 3, line 21.

Strike: "governing bodies of school districts"

Insert: "an entity responsible for statewide public safety radio communication systems"

5. Page 3, line 21.

Strike: "prioritized"

6. Page 4, line 9.

Strike: "90%"

Insert: "80%"

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7. Page 5, line 2.

Following: line 1

Insert: "(4)(a) From July 1, 2005, through June 30, 2025, the state treasurer shall quarterly transfer to the big sky economic development fund 25% of the amount in the coal severance tax bond fund remaining after the transfer provided for in subsection (2)(b) is completed."

8. Page 5, line 2.

Strike: "(4)"

Insert: "(b)"

9. Page 5, line 24.

Strike: "90%"

Insert: "80%"

10. Page 6, line 8.

Following: line 7

Insert: "(4)(a) From July 1, 2005, through June 30, 2025, the state treasurer shall quarterly transfer to the big sky economic development fund 25% of the amount in the coal severance tax bond fund remaining after the transfer provided for in subsection (2)(b) is completed."

Renumber: subsequent subsections

11. Page 6, line 8.

Strike: "(4)"

Insert: "(b)"

And, as amended, be concurred in. Report adopted.

STATE ADMINISTRATION (Essmann, Chair):

4/9/2015

SB 279, be concurred in. Report adopted.

SB 293, be concurred in. Report adopted.

TAXATION (Miller, Chair):

4/9/2015

HJR 2, introduced joint resolution, be amended as follows:

1. Page 2, line 14.

Strike: "\$2,133,018,000" through "\$2,353,508,000"

Insert: "\$2,151,786,000, \$2,251,181,000, and \$2,357,877,000"

2. Page 3, line 10.

Following: "Tax"

Strike: remainder of line 10

Insert: "1,063.284 1,142.481 1,229.127 1,311.185"

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3. Page 3, line 11.

Following: "Tax"

Strike: remainder of line 11

Insert: "250.344 250.239 242.930 252.480"

4. Page 3, line 12.

Following: "Tax"

Strike: remainder of line 12

Insert: "147.548 154.272 179.829 156.851"

5. Page 3, line 13.

Following: "Fees"

Strike: remainder of line 13

Insert: "101.088 103.500 106.200 108.600"

6. Page 3, line 14.

Following: "Tax"

Strike: remainder of line 14

Insert: "109.606 78.811 59.250 68.589"

7. Page 3, line 15.

Following: "Fees"

Strike: remainder of line 15

Insert: "60.873 67.787 72.325 74.877"

8. Page 3, line 16.

Following: "Tax"

Strike: remainder of line 16

Insert: "57.147 60.029 62.007 64.966"

9. Page 3, line 17.

Following: "Subtotal"

Strike: remainder of line 17

Insert: "1,789.890 1,857.118 1,951.668 2,037.548"

10. Page 3, line 19.

Following: "Fee"

Strike: remainder of line 19

Insert: "4.051 4.395 4.081 4.465"

11. Page 3, line 21.

Following: "Taxes"

Strike: remainder of line 21

Insert: "17.725 20.079 21.872 23.835"

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12. Page 4, line 2.

Following: "Tax"

Strike: remainder of line 2

Insert: "2.418 3.641 3.741 3.883"

13. Page 4, line 3.

Following: "Tax"

Strike: remainder of line 3

Insert: "3.521 3.714 3.818 4.012"

14. Page 4, line 4.

Following: "Tax"

Strike: remainder of line 4

Insert: "19.657 19.239 18.999 18.842"

15. Page 4, line 5.

Following: "Subtotal"

Strike: remainder of line 5

Insert: "55.374 61.141 63.483 66.081"

16. Page 4, line 7.

Following: "Tax"

Strike: remainder of line 7

Insert: "14.745 15.629 16.164 16.642"

17. Page 4, line 8.

Following: "Tax"

Strike: remainder of line 8

Insert: "4.280 4.738 4.580 4.553"

18. Page 4, line 9.

Following: "Tax"

Strike: remainder of line 9

Insert: "7.948 8.238 8.311 7.918"

19. Page 4, line 10.

Following: "Royalty"

Strike: remainder of line 10

Insert: "27.744 26.109 24.069 24.675"

20. Page 4, line 11.

Following: "Tax"

Strike: remainder of line 11

Insert: "3.112 3.623 3.595 3.565"

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21. Page 4, line 12.

Following: "Subtotal"

Strike: remainder of line 12

Insert: "57.828 58.337 56.719 57.352"

22. Page 4, line 14.

Following: "Interest"

Strike: remainder of line 14

Insert: "21.996 20.470 19.842 22.485"

23. Page 4, line 15.

Following: "Interest"

Strike: remainder of line 15

Insert: "1.756 1.605 8.527 20.786"

24. Page 4, line 16.

Following: "Subtotal"

Strike: remainder of line 16

Insert: "23.752 22.075 28.368 43.271"

25. Page 4, line 18.

Following: "Tax"

Strike: remainder of line 18

Insert: "3.023 3.095 3.129 3.189"

26. Page 4, line 19.

Following: "Tax"

Strike: remainder of line 19

Insert: "30.623 30.713 31.036 30.453"

27. Page 4, line 20.

Following: "Tax"

Strike: remainder of line 20

Insert: "18.418 18.950 19.472 20.300"

28. Page 4, line 21.

Following: "Profits"

Strike: remainder of line 21

Insert: "10.500 10.663 11.035 11.530"

29. Page 5, line 1.

Following: "Profits"

Strike: remainder of line 1

Insert: "12.091 12.177 11.631 13.439"

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30. Page 5, line 2.

Following: "Tax"

Strike: remainder of line 2

Insert: "5.929 6.233 6.396 6.559"

31. Page 5, line 3.

Following: "Tax"

Strike: remainder of line 3

Insert: "2.250 2.298 2.363 2.434"

32. Page 5, line 4.

Following: "Subtotal"

Strike: remainder of line 4

Insert: "82.834 84.130 85.062 87.904"

33. Page 5, line 6.

Following: "Revenue"

Strike: remainder of line 6

Insert: "37.320 40.096 37.119 37.133"

34. Page 5, line 9.

Following: "Reimbursements"

Strike: remainder of line 9

Insert: "17.298 16.630 16.606 16.570"

35. Page 5, line 11.

Following: "Subtotal"

Strike: remainder of line 11

Insert: "67.367 68.986 65.881 65.723"

36. Page 5, line 12.

Following: "Fund"

Strike: remainder of line 12

Insert: "\$2,077.044 \$2,151.786 \$2,251.181 \$2,357.877"

37. Page 5, line 17.

Following: "growth"

Strike: remainder of line 17

Insert: "6.2% 5.2% 6.2% 6.7%"

38. Page 5, line 18.

Following: "growth"

Strike: remainder of line 18

Insert: "-0.3% -0.7% 8.8% 25.2%"

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39. Page 5, line 19.

Following: "growth"

Strike: remainder of line 19

Insert: "3.7% 6.4% 3.4% 1.1%"

40. Page 6, line 1.

Following: "growth"

Strike: remainder of line 1

Insert: "-0.4% 2.2% -0.2% 2.3%"

41. Page 6, line 2.

Following: "growth"

Strike: remainder of line 2

Insert: "19.1% 1.1% 7.4% 4.2%"

42. Page 6, line 5.

Following: "growth"

Strike: remainder of line 5

Insert: "2.9% 5.0% 2.2% -2.5%"

43. Page 6, line 6.

Following: "growth"

Strike: remainder of line 6

Insert: "12.7% 10.8% 8.8% 7.5%"

44. Page 6, line 7.

Following: "growth"

Strike: remainder of line 7

Insert: "6.2% 6.7% 6.8% 6.2%"

45. Page 6, line 9.

Following: "growth"

Strike: remainder of line 9

Insert: "8.6% 7.8% 7.5% 6.9%"

46. Page 6, line 10.

Strike: the first "0.0%"

Insert: "5.0%"

47. Page 6, line 11.

Following: "growth"

Strike: remainder of line 11

Insert: "0.0% 0.0% 0.0% 0.0%"

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48. Page 6, line 12.

Strike: the first "0.0%"

Insert: "-20.0%"

49. Page 6, line 13.

Following: "growth"

Strike: remainder of line 13

Insert: "1.2% 1.7% -0.5% 0.2%"

50. Page 6, line 15.

Strike: "1.0%"

Insert: "-0.3%"

51. Page 6, line 16.

Following: "factor"

Strike: remainder of line 16

Insert: "2.1% -1.0% 2.2% 2.4%"

52. Page 6, line 17.

Following: "adjustment"

Strike: remainder of line 17

Insert: "101.0% 102.1% 103.5% 104.6%"

53. Page 6, line 18.

Following: "adjustment"

Strike: remainder of line 18

Insert: "107.4% 107.4% 107.4% 107.4%"

54. Page 6, line 21.

Following: "growth"

Strike: remainder of line 21

Insert: "17.5% 7.8% 6.3% 6.4%"

55. Page 7, line 2.

Following: "(Millions)"

Strike: remainder of line 2

Insert: "\$41.744 \$44.910 \$47.909"

56. Page 7, line 3.

Strike: line 3

57. Page 7, line 5.

Following: "(Millions)"

Strike: remainder of line 5

Insert: "\$3.791 \$3.879 \$4.025"

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58. Page 7, line 6.

Following: "(Millions)"

Strike: remainder of line 6

Insert: "\$25.555 \$26.151 \$27.136"

59. Page 7, line 8.

Following: "(Millions)"

Strike: remainder of line 8

Insert: "\$1,521.371 \$1,446.232 \$1,500.814"

60. Page 7, line 14.

Strike: "\$81.767"

Insert: "\$83.369"

61. Page 7, line 18.

Following: "(Millions)"

Strike: remainder of line 18

Insert: "\$20.855 \$20.463 \$21.315"

62. Page 7, line 19.

Following: "(Millions)"

Strike: remainder of line 19

Insert: "\$45.187 \$44.216 \$47.541"

63. Page 7, line 21.

Following: "(\$/barrel)"

Strike: remainder of line 21

Insert: "\$92.97 \$45.03 \$58.92 \$68.83"

64. Page 8, line 1.

Following: "(\$/barrel)"

Strike: remainder of line 1

Insert: "\$94.46 \$43.83 \$58.50 \$68.19"

65. Page 8, line 2.

Following: "(Millions)"

Strike: remainder of line 2

Insert: "\$18,317 \$18,569 \$19,517 \$20,538"

66. Page 8, line 3.

Following: "(\$)"

Strike: remainder of line 3

Insert: "\$201,603 \$211,331 \$219,090 \$231,610"

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67. Page 8, line 4.

Following: "(Millions)"

Strike: remainder of line 4

Insert: "1.025 1.034 1.043 1.051"

68. Page 8, line 5.

Following: "(Thousands)"

Strike: remainder of line 5

Insert: "17.142 17.465 17.702 17.856"

69. Page 8, line 6.

Following: "paper"

Strike: remainder of line 6

Insert: "0.10% 0.49% 1.71% 3.46%"

70. Page 8, line 8.

Following: "(Millions)"

Strike: remainder of line 8

Insert: "\$35.604 \$21.767 \$19.037"

71. Page 8, line 9.

Following: "(Millions)"

Strike: remainder of line 9

Insert: "-\$23.773 -\$25.116 -\$21.966"

72. Page 8, line 9.

Following: line 9

Insert:	"FY	Bias Adjustment (Millions)	--	--	\$11.739	\$11.848	
	FY	Joint Subcommittee Adjustment for Taxpayer Behavior (Millions)	--	--			-\$25.00
	\$25.00	--					

73. Page 8, line 12.

Following: "(Thousands)"

Strike: remainder of line 12

Insert: "63.433 65.815 66.516"

74. Page 8, line 13.

Following: "(Millions)"

Strike: remainder of line 13

Insert: "16.735 17.098 17.476"

75. Page 8, line 14.

Following: "(Millions)"

Strike: remainder of line 14

Insert: "264.935 268.821 272.653"

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76. Page 8, line 14.

Following: line 14

Insert: "FY Joint Subcommittee Adjustment (Millions) -- \$1.417 \$2.512\$3.511"

77. Page 8, line 16.

Following: "\$/barrel)"

Strike: remainder of line 16

Insert: "\$92.97 \$45.03 \$58.92 \$68.83"

78. Page 8, line 19.

Following: "(Million barrels)"

Strike: remainder of line 19

Insert: "29.168 27.993 26.732 25.768"

79. Page 8, line 21.

Following: "(Million barrels)"

Strike: remainder of line 21

Insert: "7.895 6.071 3.695 3.596"

80. Page 9, line 1.

Following: "\$/MCF)"

Strike: remainder of line 1

Insert: "\$4.37 \$2.89 \$3.20 \$3.64"

81. Page 9, line 2.

Following: "ratio"

Strike: remainder of line 2

Insert: "0.77 0.77 0.77 0.77"

82. Page 9, line 4.

Following: "(Million MCFs)"

Strike: remainder of line 4

Insert: "64.601 56.692 48.711 41.015"

83. Page 9, line 6.

Following: "(Million MCFs)"

Strike: remainder of line 6

Insert: "6.107 4.580 2.546 2.439"

84. Page 9, line 7.

Following: "rigs"

Strike: remainder of line 7

Insert: "5 5 5 5"

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85. Page 9, line 8.

Strike: line 8

86. Page 9, line 10.

Following: "rates"

Strike: remainder of line 10

Insert: "3.61% 3.94% 4.70%"

87. Page 9, line 11.

Following: "(Thousands)"

Strike: remainder of line 11

Insert: "21.309 22.182 22.495"

88. Page 9, line 12.

Following: "index"

Strike: remainder of line 12

Insert: "2,045 2,170 2,248"

89. Page 9, line 14.

Following: "(Millions)"

Strike: remainder of line 14

Insert: "\$42,075 \$43,537 \$45,723"

90. Page 9, line 15.

Strike: line 15

91. Page 9, line 19.

Following: "(Millions)"

Strike: remainder of line 19

Insert: "0.832 0.840 0.847"

92. Page 9, line 21.

Following: "index"

Strike: remainder of line 21

Insert: "2.358 2.372 2.431"

93. Page 10, line 1.

Following: "index"

Strike: remainder of line 1

Insert: "2,045 2,170 2,248"

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94. Page 10, line 3.

Strike: line 3

Insert: "FY Consumer spending on accommodations (Billions) -- \$116 \$123 \$128
 FY Joint Subcommittee Adjustment (Millions) -- \$0.339 \$ 0 . 9 0 4
 \$2.051"

95. Page 10, line 9.

Following: "(Millions)"

Strike: remainder of line 9

Insert: "\$17,303 \$17,890 \$18,437"

96. Page 10, line 11.

Following: "(Millions)"

Strike: remainder of line 11

Insert: "\$18,437 \$19,000 \$20,046"

97. Page 10, line 14.

Following: "(Millions)"

Strike: remainder of line 14

Insert: "0.828 0.836 0.843"

98. Page 10, line 20.

Following: "\$/ton)"

Strike: remainder of line 20

Insert: "\$12.37 \$12.39 \$12.61 \$12.90"

99. Page 10, line 21.

Following: "(Million tons)"

Strike: remainder of line 21

Insert: "37.313 38.159 38.410 38.865"

100. Page 11, line 2.

Following: "(kwh)"

Strike: remainder of line 2

Insert: "23,691 22,900 22,763"

101. Page 11, line 4.

Following: "\$/lb)"

Strike: remainder of line 4

Insert: "-- \$3.03 \$3.10 \$3.18"

102. Page 11, line 5.

Following: "\$/oz)"

Strike: remainder of line 5

Insert: "-- \$19 \$19.63 \$19.81"

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103. Page 11, line 6.

Following: "\$/oz)"

Strike: remainder of line 6

Insert: "-- \$1,264 \$1,283 \$1,270"

104. Page 11, line 8.

Following: "\$/oz)"

Strike: remainder of line 8

Insert: "-- \$859 \$883 \$898"

105. Page 11, line 9.

Following: "\$/oz)"

Strike: remainder of line 9

Insert: "-- \$1,409 \$1,469 \$1,481"

106. Page 11, line 12.

Following: "\$/barrel)"

Strike: remainder of line 12

Insert: "-- \$45.16 \$47.92 \$59.73"

107. Page 11, line 13.

Following: "(Million barrels)"

Strike: remainder of line 13

Insert: "-- 2.170 1.961 1.751 "

108. Page 11, line 14.

Following: "\$/ton)"

Strike: remainder of line 14

Insert: " -- \$17.03 \$17.28 \$18.04"

109. Page 11, line 15.

Following: "(Million tons)"

Strike: remainder of line 15

Insert: "-- 21.003 19.335 19.380"

110. Page 11, line 16.

Following: "\$/MCF)"

Strike: remainder of line 16

Insert: "-- \$2.96 \$2.97 \$3.40"

111. Page 11, line 18.

Following: "(Million MCFs)"

Strike: remainder of line 18

Insert: "-- 9.609 7.849 7.849"

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112. Page 11, line 19.

Following: "(Millions)"

Strike: remainder of line 19

Insert: "\$10.374 \$10.374 \$10.374"

113. Page 11, line 21.

Following: "(kwh)"

Strike: remainder of line 21

Insert: "24,897 24,701 24,491"

114. Page 12, line 3.

Following: "rates"

Strike: remainder of line 3

Insert: "0.25% 1.02% 2.45%"

115. Page 12, line 4.

Following: "rates"

Strike: remainder of line 4

Insert: "3.61% 3.94% 4.70%"

116. Page 12, line 6.

Following: "rates"

Strike: remainder of line 6

Insert: "0.25% 1.02% 2.45%"

117. Page 12, line 7.

Following: "(Millions)"

Strike: remainder of line 7

Insert: "\$823.043 \$837.161 \$847.952"

118. Page 12, line 10.

Following: "(Thousands)"

Strike: remainder of line 10

Insert: "\$55.648 \$57.859 \$60.046"

119. Page 12, line 12.

Following: "(Millions)"

Strike: remainder of line 12

Insert: "0.767 0.775 0.782"

120. Page 12, line 13.

Following: "(Millions)"

Strike: remainder of line 13

Insert: "\$18,437 \$19,000 \$20,046"

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121. Page 12, line 15.

Following: "(Millions)"

Strike: remainder of line 15

Insert: "\$108.053 \$108.972 \$111.247"

122. Page 12, line 16.

Following: "tobacco"

Strike: remainder of line 16

Insert: "126 130 137"

123. Page 12, line 18.

Following: "(Millions)"

Strike: remainder of line 18

Insert: "8.468 8.724 8.979"

124. Page 12, line 19.

Following: "growth"

Strike: remainder of line 19

Insert: "0.36% 0.60% 2.47%"

125. Page 12, line 21.

Following: "(Millions)"

Strike: remainder of line 21

Insert: "8.468 8.724 8.979"

126. Page 13, line 1.

Following: "growth"

Strike: remainder of line 1

Insert: "0.36% 0.60% 2.47%"

127. Page 13, line 3.

Following: "(Millions)"

Strike: remainder of line 3

Insert: "\$18,437 \$19,000 \$20,046"

128. Page 13, line 4.

Following: "rates"

Strike: remainder of line 4

Insert: "0.25% 1.02% 2.45%"

129. Page 13, line 7.

Following: "(Millions)"

Strike: remainder of line 7

Insert: "0.807 0.814 0.822"

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130. Page 13, line 8.

Following: "(Millions)"

Strike: remainder of line 8

Insert: "\$18,437 \$19,000 \$20,046"

131. Page 13, line 11.

Following: "(Millions)"

Strike: remainder of line 11

Insert: "0.767 0.775 0.782"

132. Page 13, line 16.

Following: "(Millions)"

Strike: remainder of line 16

Insert: "0.832 0.840 0.847"

133. Page 13, line 20.

Following: "population"

Strike: remainder of line 20

Insert: "452 451 448"

134. Page 14, line 1.

Following: "(Billions)"

Strike: remainder of line 1

Insert: "\$588 \$603 \$630 \$664"

135. Page 14, line 3.

Following: "\$)"

Strike: remainder of line 3

Insert: "\$40,539 \$41,287 \$42,718 \$44,712"

136. Page 14, line 5.

Following: "(Billions)"

Strike: remainder of line 5

Insert: "\$503 \$536 \$565 \$592"

137. Page 14, line 7.

Following: "\$)"

Strike: remainder of line 7

Insert: "\$46,166 \$47,559 \$49,361 \$51,538"

138. Page 15, line 1.

Following: "Mill"

Strike: remainder of line 1

Insert: "16.156 16.031 15.775 16.432"

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139. Page 15, line 4.

Following: "Tax"

Strike: remainder of line 4

Insert: "2.279 2.419 2.505 2.559"

140. Page 15, line 5.

Following: "Subtotal"

Strike: remainder of line 5

Insert: "20.954 4.556 4.559 4.576"

141. Page 15, line 8.

Following: "Income"

Strike: remainder of line 8

Insert: "49.676 50.182 48.825 48.362"

142. Page 15, line 9.

Strike: "0.472"

Insert: "0.471"

143. Page 15, line 10.

Following: "Income"

Strike: remainder of line 10

Insert: "0.275 0.286 0.288 0.284"

144. Page 15, line 11.

Following: "Trust"

Strike: remainder of line 11

Insert: "2.822 3.090 3.256 3.471"

145. Page 15, line 12.

Following: "Interest"

Strike: remainder of line 12

Insert: "0.906 0.911 0.891 0.875"

146. Page 15, line 13.

Following: "Income"

Strike: remainder of line 13

Insert: "0.345 0.387 0.394 0.400"

147. Page 15, line 14.

Following: "Interest"

Strike: remainder of line 14

Insert: "2.993 3.210 3.267 -- "

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148. Page 15, line 16.

Following: "Interest"

Strike: remainder of line 16

Insert: "6.592 7.040 7.174 7.277"

149. Page 15, line 18.

Following: "Interest"

Strike: remainder of line 18

Insert: "9.356 9.708 9.836 10.074"

150. Page 15, line 19.

Following: "Subtotal"

Strike: remainder of line 19

Insert: "78.432 80.250 79.247 75.623"

151. Page 16, line 2.

Following: "Tax"

Strike: remainder of line 2

Insert: "135.817 138.917 137.455 139.183"

152. Page 16, line 5.

Following: "Subtotal"

Strike: remainder of line 5

Insert: "251.136 255.567 254.980 258.484"

153. Page 16, line 7.

Following: "Sources"

Strike: remainder of line 7

Insert: "\$366.678 \$356.403 \$354.560 \$355.115"

154. Page 16, line 11.

Following: "(Millions)"

Strike: remainder of line 11

Insert: "\$2,588.389 \$2,539.556 \$2,646.896"

155. Page 16, line 12.

Following: "(Millions)"

Strike: remainder of line 12

Insert: "\$20.855 \$20.463 \$21.315"

156. Page 16, line 13.

Following: "(Millions)"

Strike: remainder of line 13

Insert: "\$45.187 \$44.216 \$47.541"

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157. Page 16, line 18.

Following: "(Millions)"

Strike: remainder of line 18

Insert: "\$2.102 \$2.188 \$2.241"

158. Page 17, line 6.

Following: "Rate"

Strike: remainder of line 6

Insert: "0.25% 1.02% 2.45%"

159. Page 17, line 8.

Following: "Rate"

Strike: remainder of line 8

Insert: "3.87% 3.65% 3.43%"

160. Page 17, line 9.

Following: "Rate"

Strike: remainder of line 9

Insert: "0.25% 1.02% 2.45%"

161. Page 17, line 12.

Following: "Rate"

Strike: remainder of line 12

Insert: "0.25% 1.02% 2.45%"

162. Page 17, line 15.

Following: "Rate"

Strike: remainder of line 15

Insert: "0.25% 1.02% 2.45%"

163. Page 17, line 17.

Following: "Rate"

Strike: remainder of line 17

Insert: "3.87% 3.65% 3.43%"

164. Page 17, line 18.

Following: "Rate"

Strike: remainder of line 18

Insert: "0.25% 1.02% 2.45%"

165. Page 17, line 21.

Following: "Rate"

Strike: remainder of line 21

Insert: "0.25% 1.02% 2.45%"

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166. Page 18, line 3.

Following: "Rate"

Strike: remainder of line 3

Insert: "0.25% 1.02% 2.45%"

167. Page 18, line 6.

Following: "Rate"

Strike: remainder of line 6

Insert: "0.25% 1.02% 2.45%"

168. Page 18, line 9.

Following: "Rate"

Strike: remainder of line 9

Insert: "0.25% 1.02% 2.45%"

169. Page 18, line 12.

Following: "Rate"

Strike: remainder of line 12

Insert: "0.25% 1.02% 2.45%"

And, as amended, be adopted. Report adopted.

SB 212, be concurred in. Report adopted.

SB 378, be concurred in. Report adopted.

SB 386, be concurred in. Report adopted.

SB 399, be amended as follows:

1. Title, page 1, line 4.

Strike: "CREATING"

Insert: "AUTHORIZING THE CREATION OF"

2. Title, page 1, line 11.

Following: "CONTRIBUTIONS;"

Insert: "AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES TO
CONTRACT WITH ANOTHER STATE TO ALLOW MONTANA RESIDENTS ACCESS TO
THE OTHER STATE'S 529A PROGRAM;"

3. Page 1, line 22 through line 23.

Strike: "establish" on line 22 through "experience" on line 23

Insert: "give Montana residents access to a"

Strike: "as" on line 23

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4. Page 1, line 29 through line 30.

Strike: "most" on line 29 through "through" on line 30

Insert: "by:

(a) creating the Montana achieving a better life experience program, which is"

5. Page 2, line 1.

Following: "act"

Insert: "; or

(b) contracting with another state that has a program under section 529A of the Internal Revenue Code, 26 U.S.C. 529A, and that allows Montana residents to participate in the state's program"

6. Page 3, line 28 through line 29.

Strike: "The" on line 28 through the first "program" on line 29

Insert: "If the department creates the Montana achieving a better life experience program, it shall ensure that the program"

7. Page 4, line 12 through line 13.

Strike: subsection (3) in its entirety

Insert: "(3) The department may implement the program by contracting with another state as provided under 26 U.S.C. 529A(e)(7). If the department creates the program, it shall:"

8. Page 4, line 14.

Strike: "(4)" through "shall"

Insert: "(a)"

9. Page 4, line 15 through line 16.

Following: "26 U.S.C. 529A"

Strike: "." on line 15 through "As" on line 16

Insert: ";

(b) as"

10. Page 4, line 16 through line 17.

Strike: "the board" on line 16 through "shall" on line 17

11. Page 4, line 18.

Strike: "(a)"

Insert: "(i)"

12. Page 4, line 21.

Strike: "(b)"

Insert: "(ii)"

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13. Page 4, line 23.

Following: line 22

Insert: "(4) If the department creates the Montana achieving a better life experience program, the department may contract with other states to allow the residents of those states access to the program.

(5) If the department contracts with another state to allow Montana residents access to the other state's program, the department shall ensure that the state's program complies with the requirements of 26 U.S.C. 529A."

14. Page 4, line 25.

Strike: "There" through "experience"

Insert: "If the department creates the Montana achieving a better life experience program, there must be a"

15. Page 4, line 27.

Strike: "consists"

Insert: "must consist"

16. Page 6, line 30.

Following: line 30

Insert: "(9) Application fees provided for in subsection (1)(c) must be deposited in the state special revenue fund to the credit of the department for the administration of the achieving a better life experience program."

17. Page 13, line 6.

Strike: "the"

Insert: "any"

Following: "account"

Insert: "established pursuant to 26 U.S.C. 529A"

18. Page 13, line 9.

Strike: "There"

Insert: "If the department creates the Montana achieving a better life experience program, there"

19. Page 18, line 17.

Following: "program"

Insert: "or to a qualified program established and maintained by another state as provided by section 529A(e)(7) of the Internal Revenue Code, 26 U.S.C. 529A(e)(7),"

And, as amended, be concurred in. Report adopted.

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MESSAGES FROM THE SENATE

House bill not concurred in and returned to the House: 4/8/2015

HB 378, introduced by Richmond

House amendments to Senate bills concurred in: 4/8/2015

SB 48, introduced by Vincent

SB 101, introduced by Driscoll

SB 150, introduced by Windy Boy

Conference Committee Report No.1 adopted: 4/8/2015

SB 126, introduced by Webb

HB 226 - The Senate acceded to the request of the House and authorized the President to appoint the following Conference Committee to meet with a like committee from the House to confer on Senate amendments to **HB 226**:

4/9/2015

Senator Vincent, Chair

Senator Brenden

Senator Kaufmann

HB 118 - The Senate acceded to the request of the House and authorized the President to appoint the following Conference Committee to meet with a like committee from the House to confer on Senate amendments to **HB 118**:

4/9/2015

Senator Buttrey, Chair

Senator D. Brown

Senator Facey

MESSAGES FROM THE GOVERNOR

April 8, 2015

The Honorable Austin Knudsen

Speaker of the House

State Capitol

Helena, Montana 59620

Dear Speaker Knudsen:

Please be informed that I have signed **House Bill 36** sponsored by Representative Lynch, **House Bill 39** sponsored by Representative Price, **House Bill 40** sponsored by Representative Berry,

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House Bill 49 sponsored by Representative Perry, **House Bill 100** sponsored by Representative Garner, **House Bill 111** sponsored by Representative Regier, **House Bill 241** sponsored by Representative Berry, **House Bill 272** sponsored by Representative Hill, **House Bill 367** sponsored by Representative Custer, **House Bill 372** sponsored by Representative Garner, **House Bill 429** sponsored by Representative Hill, **House Bill 507** sponsored by Representative Pierson, and **House Bill 537** sponsored by Representative Berry on April 8, 2015.

I have also delivered **House Bill 135** sponsored by Representative Eck to the Secretary of State without signature.

I am returning **House Bill 145** sponsored by Representative Cuffe with amendments.

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

The following House joint resolution was introduced, read first time, and referred to committee:

HJR 28, introduced by M. Cuffe, referred to State Administration.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Regier moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative McCarthy in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 180 - Majority Leader Regier moved consideration of **HB 180** be placed at the top of the second agenda. Motion carried.

SB 230 - Representative Flynn moved **SB 230** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson,

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Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 258 - Representative Fitzpatrick moved **SB 258** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Jones, Karjala, Kelker, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Noland, Noonan, Olsen, Olszewski, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Tschida, Webber, Welborn, White, Williams, Wilson, Woods, Mr. Speaker.
Total 86

Nays: B. Brown, Hertz, Hess, Holmlund, Kipp III, Manzella, Mortensen, Osmundson, Ricci, Schwaderer, Staffanson, Wagoner, Wittich, Zolnikov.
Total 14

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 280 - Representative Fitzpatrick moved **SB 280** be concurred in. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin,

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Mandeville, Manzella, McKamey, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Wagoner, Welborn, White, Zolnikov, Mr. Speaker.

Total 56

Nays: B. Bennett, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Noonan, Olsen, Olszewski, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Tschida, Webber, Williams, Wilson, Wittich, Woods.

Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 281 - Representative Fitzpatrick moved **SB 281** be concurred in. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hollandsworth, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Welborn, White, Zolnikov, Mr. Speaker.

Total 54

Nays: B. Bennett, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hess, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Noonan, Olsen, Olszewski, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Williams, Wilson, Wittich, Woods.

Total 46

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 294 - Representative Randall moved **SB 294** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann,

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Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 318 - Representative Garner moved **SB 318** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Monforton, Moore, Mortensen, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Smith, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, Williams, Wilson, Wittich, Woods, Mr. Speaker.
Total 90

Nays: Brodehl, Hagstrom, Lamm, Miller, Noland, Schwaderer, Staffanson, White, Zolnikov.
Total 9

Excused: None.
Total 0

Absent or not voting: Shaw.
Total 1

SB 355 - Representative Fitzpatrick moved **SB 355** be concurred in. Motion carried as follows:

Yeas: B. Bennett, J. Bennett, Berry, Z. Brown, Clark, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fitzpatrick, Funk, Garner, Greef, Hagstrom, Hayman, Hill,

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Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Moore, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Randall, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, White, Williams, Wilson, Woods.
Total 61

Nays: Ballance, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Fiscus, Flynn, Glimm, Harris, Hertz, Hess, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Redfield, Regier, Ricci, Schwaderer, Staffanson, Tschida, Wagoner, Wittich, Zolnikov, Mr. Speaker.
Total 39

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 390 - Representative Hunter moved **SB 390** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Moore, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Randall, Regier, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Webber, Welborn, White, Williams, Wilson, Woods, Mr. Speaker.
Total 86

Nays: B. Brown, Doane, Glimm, Manzella, Miller, Monforton, Mortensen, Noland, Pinocci, Redfield, Schwaderer, Wagoner, Wittich, Zolnikov.
Total 14

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 34 - Representative G. Bennett moved **SB 34** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Cuffe, Curdy, Custer, Doane, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn,

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Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olszewski, Osmundson, Pease-Lopez, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Staffanson, Steenberg, Tropila, Tschida, Wagoner, Welborn, White, Williams, Wilson, Wittich, Zolnikov, Mr. Speaker.

Total 84

Nays: Court, Dudik, Dunwell, Funk, Hayman, Kelker, MacDonald, McClafferty, Mehlhoff, Olsen, Peppers, Perry, Smith, Swanson, Webber, Woods.

Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 148 - Representative Wittich moved **SB 148** be concurred in. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.

Total 58

Nays: B. Bennett, Z. Brown, Clark, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Woods.

Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 216 - Representative Redfield moved **SB 216** be concurred in. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef,

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Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.
Total 62

Nays: B. Bennett, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Woods.
Total 38

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Regier moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair McCarthy moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wittich, Woods, Zolnikov, Mr. Speaker.
Total 92

Nays: B. Bennett, Dudik, Dunwell, Eck, MacDonald, Olsen, Price, Wilson.
Total 8

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Regier moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Randall in the chair.

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Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 354 - Majority Leader Regier moved consideration of **SB 354** be placed at the bottom of the second reading board. Motion carried.

HB 180 - Senate Amendments - Representative B. Smith moved Senate amendments to **HB 180** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, Berglee, Berry, Z. Brown, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Greef, Harris, Hayman, Hertz, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Miller, Moore, Mortensen, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Randall, Regier, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Webber, Welborn, White, Williams, Wilson, Woods, Mr. Speaker.
Total 80

Nays: J. Bennett, Brodehl, B. Brown, Burnett, Essmann, Glimm, Hess, Jones, Lamm, McKamey, Monforton, Noland, Pinocci, Redfield, Ricci, Tschida, Wagoner, Wittich, Zolnikov.
Total 19

Excused: None.
Total 0

Absent or not voting: Hagstrom.
Total 1

SB 325 - Representative White moved **SB 325** do be concurred in.

SB 325 - Representative G. Bennett moved **SB 325**, second reading copy, be amended as follows:

1. Page 1, line 23 through line 24.

Strike: "UNLESS" on line 23 through "USES, THE" on line 24

Insert: "The"

Amendment adopted as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Cook, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Jones, Lamm, Lang, Laszloffy, Lavin, Lynch, Mandeville, Manzella, McKamey, Mehlhoff,

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Meyers, Monforton, Moore, Mortensen, Noland, Pinocci, Randall, Regier, Richmond, Schreiner, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Webber, White, Wittich, Zolnikov, Mr. Speaker.

Total 51

Nays: B. Bennett, Z. Brown, Clark, Court, Cuffe, Curdy, Dudik, Dunwell, Eck, Ellis, Flynn, Funk, Hayman, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, MacDonald, McCarthy, McClafferty, McConnell, Miller, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Redfield, Ricci, Salomon, Smith, Steenberg, Swanson, Tropila, Welborn, Williams, Wilson, Woods.

Total 49

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 325 - Representative White moved **SB 325**, as amended, be concurred in. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jacobson, Jones, Lamm, Lang, Laszloffy, Lavin, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Zolnikov, Mr. Speaker.

Total 62

Nays: B. Bennett, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Flynn, Funk, Hayman, Hill, Hunter, Karjala, Kelker, Kipp III, Lieser, MacDonald, McClafferty, McConnell, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Smith, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Wittich, Woods.

Total 38

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 123 - Representative Berry moved **SB 123** be concurred in. Motion carried as follows:

Yeas: B. Bennett, Berry, Z. Brown, Clark, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fitzpatrick, Funk, Garner, Greef, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Moore, Noonan, Olsen, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods.

Total 60

Nays: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Doane, Fiscus, Flynn, Glimm, Hagstrom, Harris, Hertz, Hess, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Mortensen, Noland, Olszewski, Pinocci, Randall, Redfield, Regier, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 126 - Conference Committee Report No. 1 - Representative Berglee moved the Conference Committee report to **SB 126** be adopted. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Brodehl, Burnett, Clark, Cook, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hollandsworth, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Person, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tschida, Welborn, White, Zolnikov, Mr. Speaker.

Total 54

Nays: B. Bennett, Berry, B. Brown, Z. Brown, Court, Cuffe, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hess, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, McKamey, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Pierson, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Wagoner, Webber, Williams, Wilson, Wittich, Woods.

Total 46

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 149 - Representative Wagoner moved **SB 149** be concurred in. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.

Total 59

Nays: B. Bennett, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Regier moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Randall moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Harris, Hayman, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Perry, Person, Pierson, Pinocci, Pope, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Staffanson, Steenberg, Swanson, Tschida, Wagoner, Webber, Welborn, White, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.

Total 88

Nays: B. Bennett, Hertz, MacDonald, Peppers, Price, Smith, Tropila, Williams.

Total 8

Excused: Hagstrom, Shaw.

Total 2

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Absent or not voting: Doane, Fiscus.

Total 2

Majority Leader Regier moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Randall in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 213 - Representative Laszloffy moved **SB 213** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Schwaderer.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 405 - Representative Cook moved **SB 405** be concurred in.

SB 405 - Representative Cook moved **SB 405**, second reading copy, be amended as follows:

1. Title, line 12.

Following: "REFORMS;"

Insert: "PROVIDING STATUTORY APPROPRIATIONS FOR COSTS OF PROVIDING
HEALTH CARE SERVICES;"

2. Title, line 16.

Following: "AUTHORITY;"

Insert: "PROVIDING APPROPRIATIONS;"

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Strike: "SECTION"

Insert: "SECTIONS 17-7-502 AND"

3. Page 3, line 19.

Following: "services"

Strike: "."

Insert: "-- statutory appropriations -- federal special revenue. (1)"

4. Page 3, line 20.

Following: line 20

Insert: "(2) Funds necessary to implement [sections 1 through 13], including benefits and administrative costs, are statutorily appropriated, as provided in 17-7-502, from the general fund to the department of public health and human services.

(3) There is an account in the federal special revenue fund to the credit of the department of public health and human services for the payment of costs, including benefits and administrative costs, of providing health care services to individuals who are eligible for coverage pursuant to subsection (1).

(4) The federal medical assistance percentage received pursuant to 42 U.S.C. 1396d(y) must be deposited in the account provided for in subsection (3).

(5) Money in the account is statutorily appropriated, as provided in 17-7-502, to the department of public health and human services for the purpose provided in subsection (3)."

5. Page 14, line 29.

Insert: "Section 20. Section 17-7-502, MCA, is amended to read:

"17-7-502. Statutory appropriations -- definition -- requisites for validity. (1) A statutory appropriation is an appropriation made by permanent law that authorizes spending by a state agency without the need for a biennial legislative appropriation or budget amendment.

(2) Except as provided in subsection (4), to be effective, a statutory appropriation must comply with both of the following provisions:

(a) The law containing the statutory authority must be listed in subsection (3).

(b) The law or portion of the law making a statutory appropriation must specifically state that a statutory appropriation is made as provided in this section.

(3) The following laws are the only laws containing statutory appropriations: 2-15-247; 2-17-105; 5-11-120; 5-11-407; 5-13-403; 7-4-2502; 10-1-108; 10-1-1202; 10-1-1303; 10-2-603; 10-3-203; 10-3-310; 10-3-312; 10-3-314; 10-4-301; 15-1-121; 15-1-218; 15-35-108; 15-36-332; 15-37-117; 15-39-110; 15-65-121; 15-70-101; 15-70-369; 15-70-601; 16-11-509; 17-3-106; 17-3-112; 17-3-212; 17-3-222; 17-3-241; 17-6-101; 18-11-112; 19-3-319; 19-6-404; 19-6-410; 19-9-702; 19-13-604; 19-17-301; 19-18-512; 19-19-305; 19-19-506; 19-20-604; 19-20-607; 19-21-203; 20-8-107; 20-9-534; 20-9-622; 20-26-1503; 22-1-327; 22-3-1004; 23-4-105; 23-5-306; 23-5-409; 23-5-612; 23-7-301; 23-7-402; 30-10-1004; 37-43-204; 37-51-501; 39-1-105; 39-71-503; 41-5-2011; 42-2-105; 44-4-1101; 44-12-206; 44-13-102; 53-1-109; 53-1-215; 53-2-208; [section 4]; 53-9-113; 53-24-108; 53-24-206; 60-11-115; 61-3-415; 69-3-870; 75-1-1101; 75-5-1108; 75-6-214; 75-11-313; 76-13-150; 76-13-416; 77-1-108; 77-2-362; 80-2-222; 80-4-416; 80-11-518; 81-1-112; 81-7-106; 81-10-103; 82-11-161; 85-20-1504; 85-20-1505; 87-1-603; 90-1-115; 90-1-205; 90-1-504; 90-3-1003; 90-6-331; and

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90-9-306.

(4) There is a statutory appropriation to pay the principal, interest, premiums, and costs of issuing, paying, and securing all bonds, notes, or other obligations, as due, that have been authorized and issued pursuant to the laws of Montana. Agencies that have entered into agreements authorized by the laws of Montana to pay the state treasurer, for deposit in accordance with 17-2-101 through 17-2-107, as determined by the state treasurer, an amount sufficient to pay the principal and interest as due on the bonds or notes have statutory appropriation authority for the payments. (In subsection (3): pursuant to sec. 10, Ch. 360, L. 1999, the inclusion of 19-20-604 terminates contingently when the amortization period for the teachers' retirement system's unfunded liability is 10 years or less; pursuant to sec. 10, Ch. 10, Sp. L. May 2000, secs. 3 and 6, Ch. 481, L. 2003, and sec. 2, Ch. 459, L. 2009, the inclusion of 15-35-108 terminates June 30, 2019; pursuant to sec. 73, Ch. 44, L. 2007, the inclusion of 19-6-410 terminates contingently upon the death of the last recipient eligible under 19-6-709(2) for the supplemental benefit provided by 19-6-709; pursuant to sec. 14, Ch. 374, L. 2009, the inclusion of 53-9-113 terminates June 30, 2015; pursuant to sec. 5, Ch. 442, L. 2009, the inclusion of 90-6-331 terminates June 30, 2019; pursuant to sec. 16, Ch. 58, L. 2011, the inclusion of 30-10-1004 terminates June 30, 2017; pursuant to sec. 6, Ch. 61, L. 2011, the inclusion of 76-13-416 terminates June 30, 2019; pursuant to sec. 13, Ch. 339, L. 2011, the inclusion of 81-1-112 and 81-7-106 terminates June 30, 2017; pursuant to sec. 11(2), Ch. 17, L. 2013, the inclusion of 17-3-112 terminates on occurrence of contingency; pursuant to secs. 3 and 5, Ch. 244, L. 2013, the inclusion of 22-1-327 is effective July 1, 2015, and terminates July 1, 2017; and pursuant to sec. 10, Ch. 413, L. 2013, the inclusion of 2-15-247, 39-1-105, 53-1-215, and 53-2-208 terminates June 30, 2015.)"

Renumber: subsequent sections

6. Page 15, line 18.

Insert: "NEW SECTION. Section 22. Appropriations. (1) There is appropriated from the state general fund for the biennium beginning July 1, 2015, the following:

 (a) \$1,761,476 to the department of labor and industry for the purposes of [sections 14 through 17]; and

 (b) \$393,213 to the department of revenue for the purposes of [section 18].

 (2) These appropriations are to be considered base funding for the preparation of the 2019 biennium budget."

Renumber: subsequent sections

Amendment adopted as follows:

Yeas: B. Bennett, Berry, Z. Brown, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fitzpatrick, Funk, Garner, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods.

Total 53

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Nays: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fiscus, Flynn, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.
Total 47

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 405 - Representative Wittich moved **SB 405**, second reading copy, be amended as follows:

1. Title, page 1, line 13.

Following: "MONTANA;"

Insert: "REQUIRING REDUCTION OF COST-SHIFTING BY HOSPITALS;"

2. Page 15.

Following: line 17

Insert: "NEW SECTION. **Section 21. Reduction in cost-shifting for**

uncompensated care -- reporting requirement. (1) A hospital or critical access hospital, as defined in 50-5-101, participating in the arrangement with a third-party administrator under the Montana Health and Economic Livelihood Partnership Act as provided in [sections 1 through 13] shall return an amount equal to 50% of the medicaid funds received for individuals eligible for medicaid under [section 4] to:

(a) insurers with which the hospital is under contract; and

(b) to individuals who pay directly for their own health care services.

(2) Payments made pursuant to this section must be:

(a) proportionate to the amount billed to insurers with which the hospital is under contract and to individuals who paid directly for their own care; and

(b) made semiannually, beginning 6 months from [the effective date of this act].

(3) Hospitals shall report annually to the commissioner of insurance on the amount of payments made to insurers and to individuals pursuant to this section."

Renumber: subsequent sections

3. Page 16, line 1.

Following: "13"

Insert: "and section 21"

4. Page 16, line 3.

Following: "13"

Insert: "and section 21"

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5. Page 16, line 26.

Strike: "21"

Insert: "22"

Amendment **not** adopted as follows:

Yeas: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fiscus, Flynn, Glimm, Hagstrom, Harris, Hertz, Hess, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.

Total 46

Nays: B. Bennett, Berry, Z. Brown, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fitzpatrick, Funk, Garner, Greef, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods.

Total 54

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Dudik rose on a **Point of Personal Privilege** saying that she felt that her dignity and that of Representative Custer was impugned because they serve as unpaid members of a hospital board and requested an apology.

Representative Wittich responded with an apology.

SB 405 - Representative Wittich moved **SB 405**, second reading copy, be amended as follows:

1. Page 16, line 14.

Strike: "Except as provided in subsection (2), it"

Insert: "It"

2. Page 16, line 17.

Strike: subsection (2) in its entirety

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Amendment **not** adopted as follows:

Yeas: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.
Total 48

Nays: B. Bennett, Berry, Z. Brown, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Funk, Garner, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods.
Total 52

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 405 - Representative Redfield moved **SB 405**, second reading copy, be amended as follows:

1. Page 3, line 20.

Following: "individual"

Insert: ": (1)"

Following: "meets the"

Insert: "nonincome"

Following: "42 U.S.C. 1396a(a)(10)(A)(i)(VIII)"

Insert: "; and

(2) has an income, as determined in accordance with 42 U.S.C. 1396a(e)(14), of 100% or less of the federal poverty level"

2. Page 5, line 18 through line 19.

Strike: "-- nonpayment" on line 18 through "exemptions" on line 19

3. Page 5, line 26.

Strike: "with an income of 100% of the federal poverty level or less"

4. Page 6, line 2 through line 29.

Strike: subsection (4) through subsection (7) in their entirety

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5. Page 13, line 9 through line 10.

Strike: subsection (2)(c) in its entirety

Amendment **not** adopted as follows:

Yeas: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fiscus, Flynn, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.
Total 47

Nays: B. Bennett, Berry, Z. Brown, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fitzpatrick, Funk, Garner, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods.
Total 53

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 405 - Representative Wittich moved **SB 405**, second reading copy, be amended as follows:

1. Page 4.

Following: line 1

Insert: "(2) An entity may not serve as a third-party administrator under [sections 1 through 13] if the commissioner of insurance has fined the entity more than \$100,000 in the past 3 years for violations of Title 33."

Renumber: subsequent subsections

Amendment **not** adopted as follows:

Yeas: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fiscus, Flynn, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.
Total 47

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Nays: B. Bennett, Berry, Z. Brown, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fitzpatrick, Funk, Garner, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods.

Total 53

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 405 - Representative Doane moved for cloture. Motion carried as follows:

Yeas: B. Bennett, J. Bennett, Berglee, Berry, B. Brown, Z. Brown, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Fiscus, Fitzpatrick, Funk, Garner, Glimm, Hayman, Hess, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Miller, Monforton, Moore, Noland, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods, Mr. Speaker.

Total 77

Nays: Ballance, Brodehl, Burnett, Ehli, Essmann, Flynn, Harris, Hertz, Holmlund, Jones, Manzella, McKamey, Mortensen, Olszewski, Osmundson, Schwaderer, Tschida, Wagoner, White, Wittich, Zolnikov.

Total 21

Excused: Hagstrom.

Total 1

Absent or not voting: Greef.

Total 1

Representative Wittich rose on a **Point of Personal Privilege**. He stated that he had two additional amendments to bring forward on **SB 405** and questioned if cloture was in order.

The Chair ruled that cloture was in order.

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Representative Wittich appealed the ruling of the Chair.

Motion to uphold the ruling of the chair **carried** as follows:

Yeas: B. Bennett, J. Bennett, Berry, Z. Brown, Burnett, Clark, Cook, Court, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Fiscus, Funk, Garner, Hayman, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lang, Lavin, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Miller, Moore, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Randall, Redfield, Richmond, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods, Mr. Speaker.
Total 65

Nays: Ballance, Berglee, Brodehl, B. Brown, Cuffe, Ehli, Essmann, Fitzpatrick, Flynn, Glimm, Greef, Harris, Hertz, Hess, Jones, Lamm, Laszloffy, Mandeville, Manzella, McKamey, Monforton, Mortensen, Noland, Olszewski, Pinocci, Regier, Ricci, Schwaderer, Tschida, Wagoner, White, Wittich, Zolnikov.
Total 33

Excused: Hagstrom.
Total 1

Absent or not voting: Osmundson.
Total 1

SB 405 - Representative Cook moved **SB 405**, as amended, be concurred in. Motion carried as follows:

Yeas: B. Bennett, Berry, Z. Brown, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fitzpatrick, Funk, Garner, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Moore, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods.
Total 54

Nays: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fiscus, Flynn, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.
Total 46

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

House recessed.

House reconvened.

SB 232 - Representative Lang moved **SB 232** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 235 - Representative Lamm moved **SB 235** be concurred in. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Kelker, Lamm, Lang, Laszloffy, Lavin, Lieser, Mandeville, Manzella, McCarthy, McClafferty, McKamey, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Person, Pinocci, Pope, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tropila, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.

Total 70

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Nays: B. Bennett, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Karjala, Kipp III, Lynch, MacDonald, McConnell, Mehlhoff, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Pierson, Price, Schreiner, Smith, Steenberg, Swanson, Webber, Williams, Wilson, Woods.
Total 30

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 237 - Representative Garner moved **SB 237** be concurred in. Motion carried as follows:

Yeas: B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Monforton, Moore, Mortensen, Noland, Noonan, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 92

Nays: Ballance, Hertz, Jones, Lamm, McKamey, Miller, Olsen, Wittich.
Total 8

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 240 - Representative Price moved **SB 240** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski,

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Total 91

Nays: Lamm, Mandeville, Manzella, Miller, Pinocci, Regier, Tschida, Wagoner, White.
Total 9

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 248 - Representative Doane moved **SB 248** be concurred in. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Cuffe, Curdy, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hill, Hollandsworth, Holmlund, Jacobson, Jones, Karjala, Kipp III, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McCarthy, McKamey, Mehlhoff, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Perry, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Tschida, Wagoner, Webber, Welborn, White, Wittich, Woods, Zolnikov, Mr. Speaker.
Total 72

Nays: B. Bennett, Court, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hunter, Kelker, Lieser, Lynch, MacDonald, McClafferty, McConnell, Meyers, Miller, Noonan, Olsen, Pease-Lopez, Peppers, Person, Pierson, Steenberg, Swanson, Tropila, Williams, Wilson.
Total 28

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 253 - Representative Monforton moved **SB 253** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lang, Laszloffy, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski,

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Total 97

Nays: Lamm, Lavin, McKamey.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 256 - Representative Fitzpatrick moved **SB 256** be concurred in. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, Mehlhoff, Meyers, Moore, Mortensen, Noland, Olszewski, Osmundson, Peppers, Pierson, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Tropila, Tschida, Wagoner, Welborn, White, Mr. Speaker.

Total 59

Nays: B. Bennett, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, McKamey, Miller, Monforton, Noonan, Olsen, Pease-Lopez, Perry, Person, Pinocci, Pope, Price, Schreiner, Swanson, Webber, Williams, Wilson, Wittich, Woods, Zolnikov.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 270 - Representative Staffanson moved **SB 270** be concurred in. Motion carried as follows:

Yeas: J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Meyers,

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Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.

Total 55

Nays: B. Bennett, Z. Brown, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Woods.

Total 44

Excused: None.

Total 0

Absent or not voting: Ballance.

Total 1

SB 283 - Representative Essmann moved **SB 283** be concurred in. Motion carried as follows:

Yeas: B. Bennett, J. Bennett, Berry, B. Brown, Z. Brown, Clark, Cook, Court, Cuffe, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fiscus, Fitzpatrick, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Lieser, Lynch, MacDonald, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Moore, Noland, Noonan, Olsen, Pease-Lopez, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Wagoner, Webber, Welborn, White, Williams, Wilson, Zolnikov, Mr. Speaker.

Total 76

Nays: Ballance, Berglee, Brodehl, Burnett, Curdy, Doane, Ehli, Flynn, Hertz, Laszloffy, Lavin, Mandeville, Monforton, Mortensen, Olszewski, Osmundson, Peppers, Regier, Schwaderer, Staffanson, Tropila, Tschida, Wittich, Woods.

Total 24

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 288 - Representative Fitzpatrick moved **SB 288** be concurred in.

SB 288 - Representative Olsen moved **SB 288**, second reading copy, be amended as follows:

1. Page 3, line 4.

Following: "section,"

Insert: "to third-party payments made specifically for medical services previously paid by the insurer"

Amendment **not** adopted as follows:

Yeas: B. Bennett, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Essmann, Funk, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lamm, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Noonan, Olsen, Olszewski, Pease-Lopez, Peppers,

Perry, Person, Pierson, Pinocci, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tschida, Webber, Williams, Wilson, Wittich, Woods, Zolnikov.

Total 48

Nays: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jones, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Moore, Mortensen, Noland, Osmundson, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tropila, Wagoner, Welborn, White, Mr. Speaker.

Total 52

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 288 - Representative Fitzpatrick moved **SB 288** be concurred in. Motion **failed** as follows:

Yeas: J. Bennett, Berglee, Berry, Brodehl, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hollandsworth, Holmlund, Jones, Lang, Laszloffy, Lavin, Mandeville, McKamey, Meyers, Moore, Noland, Olszewski, Osmundson, Pope, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Shaw, Smith, Staffanson, Welborn, White, Mr. Speaker.

Total 47

Nays: Ballance, B. Bennett, B. Brown, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hess, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lamm, Lieser, Lynch,

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Total 53

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 336 - Representative Ricci moved **SB 336** be concurred in. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jacobson, Jones, Karjala, Lamm, Lang, Laszloffy, Lavin, Lynch, Mandeville, Manzella, McCarthy, McClafferty, McKamey, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olszewski, Osmundson, Perry, Pierson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.

Total 67

Nays: B. Bennett, Z. Brown, Burnett, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill, Hunter, Kelker, Kipp III, Lieser, MacDonald, McConnell, Mehlhoff, Olsen, Pease-Lopez, Peppers, Person, Pope, Price, Smith, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Woods.

Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 6 - Representative Person moved **SJR 6** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner,

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Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: Hagstrom.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 354 - Representative Shaw moved **SB 354** be concurred in. Motion **failed** as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jones, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Shaw, Staffanson, Wagoner, Welborn, White, Mr. Speaker.
Total 49

Nays: B. Bennett, Brodehl, B. Brown, Z. Brown, Burnett, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Fiscus, Funk, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lamm, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Schreiner, Schwaderer, Smith, Steenberg, Swanson, Tropila, Tschida, Webber, Williams, Wilson, Wittich, Woods, Zolnikov.
Total 51

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Regier moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Randall moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berry, B. Brown, Z. Brown, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Funk, Garner, Glimm, Greef, Harris, Hayman, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lang, Lavin, Lieser, Lynch, MacDonald, Manzella, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Monforton, Moore, Mortensen, Noland, Noonan,

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Olsen, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Randall, Regier, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, White, Wilson, Wittich, Woods, Mr. Speaker.

Total 79

Nays: Berglee, Brodehl, Burnett, Flynn, Hertz, Hess, Lamm, Laszloffy, Mandeville, McKamey, Miller, Olszewski, Pinocci, Schwaderer, Staffanson, Tschida, Wagoner, Williams, Zolnikov.

Total 19

Excused: Hagstrom.

Total 1

Absent or not voting: Redfield.

Total 1

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 169 concurred in as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Schwaderer.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 176 concurred in as follows:

Yeas: B. Bennett, Z. Brown, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fiscus, Funk, Greef, Hayman, Hess, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lang, Lieser, Lynch, MacDonald, Mandeville, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Miller, Moore, Noonan, Olsen, Olszewski, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Redfield, Richmond, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Wittich, Woods, Mr. Speaker.

Total 62

Nays: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzpatrick, Flynn, Garner, Glimm, Hagstrom, Harris, Hertz, Holmlund, Jones, Lamm, Laszloffy, Lavin, Manzella, Meyers, Monforton, Mortensen, Noland, Osmundson, Pinocci, Randall, Regier, Ricci, Schwaderer, Tschida, Wagoner, White, Zolnikov.

Total 38

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 181 concurred in as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: McKamey, Wittich.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 192 concurred in as follows:

Yeas: B. Bennett, Berglee, Berry, Z. Brown, Clark, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Flynn, Funk, Garner, Greef, Hagstrom, Hayman, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lang, Lavin, Lieser, Lynch, MacDonald, Mandeville, McCarthy, McClafferty, McConnell, Mehlhoff, Miller, Moore, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Redfield, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods, Mr. Speaker.

Total 69

Nays: Ballance, J. Bennett, Brodehl, B. Brown, Burnett, Doane, Fiscus, Fitzpatrick, Glimm, Harris, Hertz, Hess, Lamm, Laszloffy, Manzella, McKamey, Meyers, Monforton, Mortensen, Noland, Pinocci, Randall, Regier, Ricci, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov.

Total 31

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 217 concurred in as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.

Total 58

Nays: B. Bennett, Z. Brown, Clark, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Woods.

Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 229 concurred in as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Wagoner, Webber, Welborn, White, Williams, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: Doane, Lamm, McKamey, Schwaderer, Tschida, Wittich.
Total 6

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Regier moved **HJR 2** be moved from the Committee of the Whole to the Taxation Committee.

Majority Leader Regier moved **SB 34** be moved from the Committee of the Whole to the Appropriations Committee.

Majority Leader Regier moved **SB 148** be moved from the Committee of the Whole to the Appropriations Committee.

Majority Leader Regier moved **SB 216** be moved from the Committee of the Whole to the Appropriations Committee.

Majority Leader Regier moved **SB 405** be moved from the Committee of the Whole to the Appropriations Committee.

Motion **failed** as follows:

Yeas: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fiscus, Flynn, Glimm, Greef, Harris, Hertz, Hess, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.
Total 45

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Nays: B. Bennett, Berry, Z. Brown, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fitzpatrick, Funk, Garner, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Moore, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods.

Total 54

Excused: Hagstrom.

Total 1

Absent or not voting: None.

Total 0

Representative Ballance objected to the re-referral of **SB 34**, **SB 148**, **SB 216** to the Appropriations Committee.

The Speaker overruled the objection.

Representative Tschida rose on a **Point of Personal Privilege** to state that he felt that the integrity of Appropriations Committee had been impugned during discussion and he demanded an apology.

The Speaker acknowledged his concern.

Representative Fitzpatrick made a motion to postpone the reading of the Judiciary Standing Committee Report for **SB 262** until Legislative Day 82.

House stood at ease.

House reconvened.

The Speaker ruled Representative Fitzpatrick's motion out of order.

Representative Fitzpatrick moved to appeal the Speaker's ruling.

The appeal was referred to the House Rules Committee scheduled to meet Friday, April 10, 2015.

Representative White moved that **SB 389** be taken from Natural Resources and brought before the Committee of the Whole, Friday, April 10, 2015.

Motion **passed** as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Harris, Hess,

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Hollandsworth, Holmlund, Jacobson, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.
Total 59

Nays: B. Bennett, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill, Hunter, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Woods.
Total 39

Excused: Hagstrom.
Total 1

Absent or not voting: Hertz.
Total 1

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Regier moved that the House adjourn until 11:00 a.m., Friday, April 10, 2015.
Motion carried.

House adjourned at 7:58 p.m.

LINDSEY GROVOM
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House